

**SUMMA &
ALLAN, P.A.**
PATENT ATTORNEYS

11610 NORTH COMMUNITY HOUSE RD.
SUITE 200
BALLANTYNE CORPORATE PARK
CHARLOTTE, NC 28277
T: 704.945.6700
F: 704.945.6735
W: WWW.PSUMMA.COM

OFFICIAL

**RECEIVED
CENTRAL FAX CENTER**

FACSIMILE TRANSMITTAL SHEET

AUG 24 2004

TO:	FROM:
Examiner: Ram N. Kackar	R. Brian Johnson
COMPANY:	DATE:
USPTO - Group Art Unit 1763	8/24/2004
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
703-872-9306	5
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
703-305-3996	5000.89A
RE:	YOUR REFERENCE NUMBER:
Ser. No. 09/715,576	
Filed: November 17, 2000	
Confirmation No. 5716	

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

OFFICIAL

**Please find attached a Response to the Notice of Non-Compliant
Amendment.**

\\SERVER\F\FIRM DOCS\5000\89A\FAX TO EXAMINER KACKAR 120503.DOC

RECEIVED
CENTRAL FAX CENTER

AUG 24 2004

OFFICIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/715,576 (Confirmation No. 5716)
Applicants : Kong et al.
Filed : November 17, 2000
Art Unit : 1763
Examiner : Ram N. Kackar Date: August 24, 2004
Docket No. : 5000.89A
Customer No. : 21176

Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

RESPONSE TO THE NOTICE OF NON-COMPLIANT
AMENDMENT (37 CFR 1.121)

Sir:

The Applicant originally responded to the April 5, 2004, Non-Final Office Action by an Amendment and Response dated July 20, 2004. The Office mailed a Notice of Non-Compliant Amendment on August 5, 2004 stating that a complete listing of all the claims was not present.

In response, the Applicant submits this new listing of claims for consideration by the Examiner. The Applicant respectfully requests that the Examiner consider the Remarks (pages 3-12) from the July 20, 2004, Amendment and Response as if set forth fully herein.

No fee is due for this submission, however, the Commissioner is authorized to charge any fee that may be required, or credit any overpayment, to Deposit Account No. 50-0332.

Accordingly, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the Listing of Claims which begins on Page 2 of this paper.

Respectfully submitted,



R. Brian Johnson
Reg. No. 45,951

021176
SUMMA & ALLAN, P.A.
11610 North Community House Road
Suite 200, Ballantyne Corporate Park
Charlotte, NC 28277-2162
Phone: 704-945-6715
Fax: 704-945-6735
S:\FIRM DOCS\5000\89A\Resp082404.doc